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RICHARD J. ...
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

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8 Department of Toxic Substances Control

9 IN THE UNITED STATES DISTRICT COURT
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 STATE OF CALIFORNIA DEPARTMENT OF
12 TOXIC SUBSTANCES CONTROL,

13 Plaintiff,

14 v.

15 BAY AREA DRUM COMPANY, INC.; DAVID H.
16 CANNON; HSCM-20; and THE GLIDDEN
COMPANY,

17 Defendant.

C02-1886 PJH

PROOF OF SERVICE

PROOF OF SERVICE

CASE NAME: State of California, et al. v. Bay Area Drum Company, Inc., et al.

CASE NO: U.S.D.C. Northern District Case No. C02-1886 PJH

I am employed in the County of Alameda, California. I am over the age of 18 years and not a party to the within entitled cause; my business address is 1515 Clay Street, 20th Floor, Oakland, California 94612-1413. On July 10, 2003, I served the following document(s):

MOTION OF THE CALIFORNIA DEPARTMENT OF TOXIC SUBSTANCES CONTROL FOR JUDICIAL APPROVAL OF SETTLEMENT AGREEMENT AND CONSENT DECREE PURSUANT TO 42 U.S.C. SECTION 9613(f); MEMORANDUM OF POINTS AND AUTHORITIES; DECLARATION OF KEVIN JAMES IN SUPPORT THEREOF; DECLARATION OF BARBARA J. COOK IN SUPPORT THEREOF; SETTLEMENT AGREEMENT AND CONSENT DECREE; AND [PROPOSED] ORDER GRANTING MOTION FOR JUDICIAL APPROVAL AND ENTRY OF SETTLEMENT AGREEMENT AND CONSENT DECREE

on the parties through their attorneys of record, by placing true copies thereof in sealed envelopes addressed as shown below for service as designated below:

- (A) **By First Class Mail:** I caused each such envelope to be placed in the United States mail with first-class postage thereon fully prepaid in a sealed envelope, for deposit in the United States Postal Service that same day in the ordinary course of business.
- (B) **By Messenger Service:** I caused each such envelope to be delivered by a courier employed by Clark Courier, with whom we have a direct billing account, who personally delivered each such envelope to the office of the address on the date last written below.
- (C) **By Overnite Mail:** I caused each such envelope to be placed in a box or other facility regularly maintained by the express service carrier, or delivered to an authorized courier or driver authorized by the express service carrier to receive documents, in an envelope or package designated by the express service carrier with delivery fees paid or provided for.
- (D) **By Facsimile:** I caused such document to be served via facsimile electronic equipment transmission (fax) on the parties in this action by transmitting a true copy to the following fax numbers listed under each addressee below.

TYPE OF SERVICE

ADDRESSEE

A

WILLIAM D. WICK, ESQ.
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A

RICHARD G. ARNEAL, ESQ.
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I declare under penalty of perjury the foregoing is true and correct and that this declaration was executed on July 10, 2003, at Oakland, California.

CELIA CRUZ
(Typed Name)

Celia Cruz
(Signature)